



To: Washington Department of Ecology
15 W Yakima Ave Ste 200
Yakima, WA 98902

From: Jay Anderson
2410 Barge St.
Yakima, WA 98902

RE: Mitigation Plan for Water Right Change Application CS4-01950CTCL@1.

I am submitting the "Manastash Creek Restoration Project In-Stream Flow Enhancement Implementation Plan" to the Washington Department of Ecology as an amendment to my water right change application. The mitigation is for the upstream move of the point of diversion for Yakima Adjudication Court Claim #01950 and any adverse environmental impacts that may be identified under the State Environmental Policy Act.

By submitting the Manastash Creek Restoration Project Instream Flow Enhancement Implementation Plan as my voluntary mitigation, I understand that my application or applications for POD change for the consolidation of Anderson, Reed Ditch, and Hatfield Ditch, upstream to the MWDA diversion, will commit not to divert water from the consolidated diversion until 6 cfs (before pro-rationing) of adjudicated water rights for instream flow purposes has been obtained and put into trust in perpetuity, in addition to any water saved by the consolidation of Reed, Anderson and Hatfield to the MWDA site.

Sincerely,

Jay Anderson

RECEIVED
JUL 02 2008
DEPARTMENT OF ECOLOGY - CENTRAL REGIONAL OFFICE

12
217,65



STATE OF WASHINGTON
**APPLICATION FOR CHANGE/TRANSFER
OF WATER RIGHT**

For filing with Ecology or with County Conservancy Boards



**A NON-REFUNDABLE MINIMUM FEE OF \$50.00 PAYABLE TO THE DEPARTMENT OF
ECOLOGY MUST ACCOMPANY THIS APPLICATION**

(Check all that apply.)

- ☐ Change purpose(s) of use
☐ Add purpose(s) of use
☒ Change point(s) of diversion/withdrawal
☐ Add point(s) of diversion/withdrawal
☐ Change/transfer place of use
☐ Other (i.e. consolidation, intertie, trust water)

Explain: _____

FOR OFFICE USE ONLY	
CHANGE No. <u>CS4-01950CTCL@/</u>	WRIA <u>39</u>
DATE ACCEPTED <u>09/26/06</u>	BY <u>[Signature]</u>
FEE \$ <u>1470.00</u>	REC'D <u>09/18/2006</u>
CHECK No. <u>8942</u>	
SEPA: <input type="checkbox"/> Exempt <input type="checkbox"/> Not exempt	

****IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS (PLEASE PRINT OR TYPE CLEARLY)****

1. Applicant Information:

APPLICANT/BUSINESS NAME <u>Jay Anderson</u>	PHONE NO. <u>(509) 225-6684</u>	FAX NO. <u>()</u>
ADDRESS <u>2410 Barge St.</u>		
CITY <u>Yakima</u>	STATE <u>WA</u>	ZIP CODE <u>98902-2818</u>
CONTACT NAME (IF DIFFERENT FROM ABOVE)	PHONE NO. <u>()</u>	FAX NO. <u>()</u>
ADDRESS		
CITY	STATE	ZIP CODE

2. Water Right Information:

WATER RIGHT OR CLAIM NUMBER <u>01950 (Priority Date 06-30-1872, 101 ac)</u>	RECORDED NAME(S) <u>Anderville Farms, Inc.</u>
DO YOU OWN THE RIGHT TO BE CHANGED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
IF NO, PROVIDE OWNER(S) NAME and ADDRESS: <u>17-18-05030-0002 (14018) Richard Brown, 2440 Hanson Rd, Ellensburg, WA 98926</u> <u>(property within POU, but may have no water)</u> <u>All other properties, Anderville Farms, 1601 Brown Rd, Ellensburg, WA 98926</u>	
HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	

Please attach copies of any documentation that demonstrates consistent, historical use of water since the right was established. Also, if you have a water system plan or conservation plan, please include a copy with your application. See attached Yakima River Basin Water Rights Adjudication, Subbasin No. 11 (Manastash) info.

FOR OFFICE USE ONLY			
APP. NO. _____	PERMIT NO. _____	CERT. NO. _____	CERT. OF CHANGE NO. _____

COURT CLAIM 01950
SUB 11 MANASTASH

CS4-01950CTCL@/

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3. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Manastash Creek-Anderson Diversion		SW	NE	7	17	18	17-18-07020-0006 (308333) 17-18-07030-0015 (528433)	

B. Proposed

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Manastash Creek-MWDA		NW	NE	14	17	17	17-17-14010-0011 (215133)	

DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL?

EXISTING: ☐ YES ☒ NO PROPOSED: ☐ YES ☒ NO – IF NO, PROVIDE OWNER(S) NAME:

Existing: Samuel Albright (308333) north bank; Judith Pierce (528433) south bank; uncertain of diversion location with respect to property line. .

Proposed: Scot Reeves, with easement to the Manastash Water Ditch Association.

Please include copies of all water well reports involved with this proposal. Also, if you know the distances from the nearest section corner to the above point(s) of diversion/withdrawal, please include that information in Item No. 6 (remarks) or as an attachment.

4. Purpose of Use:

A. Existing

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation	2.353 cfs		April 1 – June 30
Irrigation	1.177 cfs		July 1 – October 31
Irrigation		720.2 AF	April 1 – October 31

B. Proposed SAME

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE

5. Place of Use:

A. Existing

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:							
The NE ¼ NW ¼ and the NW ¼ NE ¼ of Section 8 and that part of the SW ¼ SE ¼ of Section 5, lying south of Manastash Creek, ALL in T17N, R18 E WM.							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
NE	NW	8	17	18	Kittitas	See Below	101 total
NW	NE	8	17	18	Kittitas	"	101 total
SW	SE	5	17	18	Kittitas	"	101 total
DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO – IF NO, PROVIDE OWNER(S) NAME:							
17-18-05040-0027 (18115) ✓							
17-18-05040-0018 (58333) ✓							
17-18-15030-0002 (14018) Richard Brown							
17-18-08000-0004 (708433) ✓							
17-18-08000-0032 (18116) ✓							
17-18-08000-0034 (18118) ✓							
17-18-08000-0033 (18117) ✓							
17-18-08000-0003 (698433) ✓							
17-18-08000-0035 (18119) ✓							
17-18-08000-0036 (18121) ✓							
17-18-08000-0037 (18122) ✓							

B. Proposed

LEGAL DESCRIPTION OF LANDS WHERE NEW USE IS PROPOSED:							
SAME							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
DO YOU OWN ALL THE LANDS IN THE PROPOSED PLACE OF USE? <input type="checkbox"/> YES <input type="checkbox"/> NO – IF NO, PROVIDE OWNER(S) NAME:							

Attach a detailed map of your proposed change/transfer. The map should show existing and proposed point(s) of diversion/withdrawal, place of use and any other features involved with this application. If platted property, please include a certified copy of the plat map.

Are there any ADDITIONAL WATER rights OR CLAIMS RELATED to the same property as the ONE PROPOSED FOR CHANGE/TRANSFER? <input type="checkbox"/> YES <input type="checkbox"/> NO – IF YES, PROVIDE THE WATER RIGHT/CLAIM NUMBER(S):
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6. Remarks and Other Relevant Information:

<p>POD Anderson from CFO: Approximately 700 feet west and 5 feet north of the center of Section 7. T17N, R18E WM being within the SE ¼ NW ¼ of Section 7, T17N, R18E WM.</p> <p>NOT - 1200 feet north and 1200 feet east of the center of Section 7, being within the SW ¼ NE ¼ of Section 7, T17N, R18E WM. (from Second Supplemental Report of Referee)</p>
<p>MWDA POD: 500 feet south and 150 feet east of the north quarter corner of section 14, being with in the NW ¼ NE ¼ of Section 14, T17N, R17E WM. 17-17-14010-0011 (215133)</p>
<p>POU Parcel Number(s):</p> <p>17-18-05040-0027 (18115) Anderville Farms, 1601 Brown Rd, Ellensburg, WA 98926</p> <p>17-18-05040-0018 (58333) Anderville</p> <p>17-18-15030-0002 (14018) Richard Brown, 2440 Hanson Rd, Ellensburg, WA 98929 (Brown property within POU, but may have not water)</p> <p>17-18-08000-0004 (708433) Anderville</p> <p>17-18-08000-0032 (18116) Anderville</p> <p>17-18-08000-0034 (18118) Anderville</p> <p>17-18-08000-0033 (18117) Anderville</p> <p>17-18-08000-0003 (698433) Anderville</p> <p>17-18-08000-0035 (18119) Anderville</p> <p>17-18-08000-0036 (18121) Anderville</p> <p>17-18-08000-0037 (18122) Anderville</p>
<p>IF FOR SEASONAL OR TEMPORARY, START DATE ____/____/____ END DATE ____/____/____</p>

Please contact the State Department of Revenue for further information. The phone number is (360) 570-3265. The address is: Department of Revenue, Real Estate Excise Tax, PO Box 47477, Olympia, WA 98504-7477.

I certify that the information above is true and accurate to the best of my knowledge. I understand that in order to process my application, I am hereby granting staff from the Department of Ecology or the County Conservancy Board access to the above site(s) for inspection and monitoring purposes. If assisted in the preparation of the above application, I understand that all responsibility for the accuracy of the information rests with me.

IMPORTANT! APPLICATION FILING INFORMATION IS PROVIDED ON THE NEXT PAGE.

STAFF: _____ **DATE:** ____/____/____

**ATTACHMENT FOR
APPLICATION FOR CHANGE**

Point(s) of Diversion/Withdrawal - ☒ Existing ☒ Proposed:

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Manastash Creek-Anderson Diversion (existing)		SW	NE	7	17	18	17-18-07020-0006 (308333) 17-18-07030-0015 (528433)	
Manastash Creek-MWDA (proposed)		NW	NE	14	17	17	17-17-14010-0011 (215133)	

DO YOU OWN THE ABOVE POINT(S) OF DIVERSION/WITHDRAWAL? ☐ YES ☒ NO – IF NO, PROVIDE OWNER(S) NAME:
Existing: Samuel Albright (308333) north bank; Judith Pierce (528433) south bank; uncertain of diversion location with respect to property line. .
Proposed: Scot Reeves, with easement to the Manastash Water Ditch Association.

Purpose(s) of Use - ☒ Existing ☒ Proposed: SAME

A. Existing

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation	2.353 cfs		April 1 – June 30
Irrigation	1.177 cfs		July 1 – October 31
Irrigation		720.2 AF	April 1 – October 31

B. Proposed

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE

Place of Use - ☒ Existing ☒ Proposed: SAME

A. Existing

LEGAL DESCRIPTION OF LANDS:							
The NE ¼ NW ¼ and the NW ¼ NE ¼ of Section 8 and that part of the SW ¼ SE ¼ of Section 5, lying south of Manastash Creek, ALL in T17N, R18 E WM.							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
NE	NW	8	17	18	Kittitas	See below	101 total
NW	NE	8	17	18	Kittitas	See below	101 total
SW	SE	5	17	18	Kittitas	See below	101 total

DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? ☐ YES ☒ NO – IF NO, PROVIDE OWNER(S) NAME:
17-18-05040-0027 (18115) Anderville Farms, 1601 Brown Rd, Ellensburg, WA 98926
17-18-05040-0018 (58333) Anderville
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